HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION No.9903 of 2007

Date: 01-05-2007.

Between :

Dhanush Economically Poor People Seva Samithi,
Guntur, rep. by its President.

.....Petitioner

And

The Regional Manager, APSRTC, Guntur & another.

.....Respondents.

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WRIT PETITION No.9903 of 2007

ORDER :

The petitioner was awarded the contract of maintenance of toilets in the NTR bus stand, Guntur for a period of two years from 07.05.2005 to 06.05.2007. The respondents issued a tender notice, dated 18.04.2007, for the same work. The petitioner challenges the same. It contends that the toilets were demolished by the Corporation in the recent past and for the month of March 2007, it was not paid the maintenance charges. Several other grounds are also urged.

Heard the learned Counsel for the petitioner and learned Standing Counsel for the Corporation.

Admittedly the period, for which the contract was awarded to the petitioner, had expired. No exception can be taken to the tender notice. The petitioner will be entitled to participate therein. In case the petitioner is able to satisfy the respondents that it had incurred loss for a period of one month, the respondents can certainly defer the commencement of the next contract by one month.

For this purpose, the petitioner had to make a representation.

Hence, the writ petition is disposed of, leaving it open to the petitioner to make a representation to the 1st respondent, pointing out its grievance. The further steps in pursuance of the tender notice may go on. The 1st respondent shall consider the representation made by the petitioner and if he is satisfied that the petitioner suffered loss, he shall consider the feasibility of deferring the commencement of the present contract by the corresponding period. This exercise shall be completed within a period of one week from the date of submission of the representation.

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L. NARASIMHA REDDY, J

1st May 2007

N.B:-
Furnish copy in two days.

(b/o)

ajr